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IN THE UNITED STATES DISTRICT COURT

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FOR THE NORTHERN DISTRICT OF CALIFORNIA

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DAVID KLEIN, individually and on behalf
of all others similarly situated,

No. C 16-05154 WHA

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Plaintiff,

v.

MEDIVATION, INC., *et al.*,

Defendants.

**ORDER (1) SCHEDULING
HEARING ON MOTIONS TO
APPOINT LEAD PLAINTIFF, (2)
REQUESTING INFORMATION
FROM LEAD PLAINTIFF
CANDIDATES, (3) SETTING
BRIEFING SCHEDULE**

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All motions to appoint lead plaintiff shall be heard on **DECEMBER 1, 2016, AT 8:00 A.M.** in Courtroom 8, 19th Floor, 450 Golden Gate Avenue, San Francisco, California. As opposed to “group” candidates, the Court wishes to evaluate the qualifications of single investors, either institutional investors or individuals, to serve as lead plaintiff. See *In re Network Assocs., Inc., Sec. Litig.*, 76 F. Supp. 2d 1017, 1019–27 (N.D. Cal. 1999). The Court is particularly interested in considering single investors with large losses and in evaluating their experience in managing litigation. Any “group” of movants must narrow its candidates to one or two single investors and file answers to the appended questionnaire by **NOVEMBER 17, 2016**, including the certification called for therein. Each candidate must attend the hearing on **DECEMBER 1, 2016**, and be prepared to answer questions.

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All motions to appoint lead plaintiff must be timely filed under 15 U.S.C. 78u-4(a)(3) and must be supplemented by the appended questionnaire and certification. All opposition briefs shall be filed and served by **NOVEMBER 16, 2016**. Any reply briefs shall be filed and served by

1 **NOVEMBER 23, 2016**, and shall not exceed ten pages. Each party shall submit only one
2 opposition brief, responding to all other pending motions, and only one reply brief. All
3 questionnaires and other submissions shall be served on all counsel named on the Court's
4 certificate of service.

5 Applications for class counsel shall be deferred until after the lead plaintiff has been
6 appointed.
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8 **IT IS SO ORDERED.**

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10 Dated: October 3, 2016.


WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE